

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF NORTH CAROLINA  
SOUTHERN DIVISION  
FILE NO. 7:23-CV-1177-FL

CLEMENTINE BROWN,

Plaintiff,

v.

STEADMAN JODY GREENE, in his  
individual capacity, COLUMBUS COUNTY  
SHERIFF WILLIAM ROGERS in his official  
capacity; and WESTERN SURETY  
COMPANY, in its capacity as Surety on the  
Bond of the Sheriff of Columbus County,

Defendants.

**DEFENDANT STEADMAN JODY  
GREENE'S  
MOTION TO DISMISS**

**(Fed. R. Civ. P. 12(b)(6))**

NOW COMES Defendant Steadman Jody Greene (hereinafter "Sheriff Greene"), in his individual capacity, by and through the undersigned counsel, pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure, and respectfully moves this Court for an order dismissing the claims against him.

In support of this motion, Sheriff Greene submits that the factual allegations within the complaint are insufficient to maintain either a federal or state claim for race-based employment discrimination claim against him. Sheriff Greene further submits that North Carolina public policy does not authorize wrongful discharge suits against defendants named in their individual capacities.

WHEREFORE, Sheriff Greene moves this Court for an order dismissing the claims against him pursuant to Rule 12(b)(6) of the Federal Rules of Civil Procedure.

Respectfully submitted, this the 28<sup>th</sup> day of September, 2023.

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing **DEFENDANT STEADMAN JODY GREENE'S MOTION TO DISMISS** was electronically filed with the Clerk of Court using the CM/ECF System which will provide electronic notice to:

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This the 28<sup>th</sup> day of September, 2023.

SUMRELL SUGG, P.A.  
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